

IN THE DISTRICT COURT OF THE UNITED STATES
EASTERN DISTRICT OF PENNSYLVANIA

MICHAEL MILLER

Plaintiff,

v.

COUNTY OF LANCASTER, *et al.*,

Defendants.

Civ. No.: 5:24-cv-05338-JFL

Judge Joseph F. Leeson, Jr.

**PLAINTIFF'S CLARIFICATION AND SUPPLEMENT TO NOTICE OF
INTENT NOT TO AMEND (ECF 70)**

Plaintiff respectfully supplements his *Notice of Intent Not to Amend and Election to Stand on Dismissals* (ECF 70) to remove any possible ambiguity regarding the scope of his election.

In the Court's March 7, 2025 Memorandum and Order (ECF 36), Counts I, VII, VIII, IX, X, and XI were dismissed without prejudice as part of granting Defendants' Motion to Dismiss (ECF 17) under Fed. R. Civ. P. 12(b)(1) and 12(b)(6) on a facial challenge. In ECF 70, Plaintiff expressly waived amendment as to Counts I, IX, X, and XI. By this filing, Plaintiff also waives amendment as to Counts VII and VIII, and confirms that he elects to stand on all claims dismissed without prejudice in ECF 36, including Counts I, VII, VIII, IX, X, and XI.

Plaintiff reiterates his request for immediate entry of final judgment under Fed. R. Civ. P. 58(a), (b)(2), and (d).

Respectfully submitted,

/s/ Michael Miller

Michael Miller

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Dated: August 8, 2025

CERTIFICATE OF SERVICE

I hereby certify that I caused to be served by e-filing a true and correct copy of the foregoing document to the following:

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Respectfully Submitted,

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Dated: August 8, 2025